

**Village Council  
Monday,  
May 4, 2009  
7:00 PM**

**Minutes**

**Call to Order:** Mr. Deeds called the meeting to order at 7:59pm

**Pledge of Allegiance:** Eagle Scouts led the Pledge of Allegiance.

**Roll Call:**

John Bender	Rick Deeds	Bruce Jarvis	Bobbie Mershon
Victor Paini	Marilyn Rush-Ekelberry	Leah Turner	

Mr. Paini moved to excuse Mrs. Turner; seconded by Dr. Bender.

**VOTE:**       **AYES** Dr. Bender, Mr. Paini, Mrs. Mershon  
                              Mr. Deeds, Mrs. Rush-Ekelberry, Mr. Jarvis

**NAYS**

Motion Carried.

**Approval of Minutes:**

Mrs. Rush-Ekelberry moved to approve the minutes from the April 20<sup>th</sup>, 2009 meeting; Mr. Paini seconded it.

**VOTE:**       **AYES** Dr. Bender, Mr. Paini, Mrs. Mershon  
                              Mr. Deeds, Mrs. Rush-Ekelberry, Mr. Jarvis

**NAYS**

Motion Carried.

**Communications & Petitions:**

A thank you was received from the 2009 Canal Winchester After Prom Committee for their Bed Tax Grant.

A letter was received from the Ohio Historic Preservation Office notifying the Village of a grant award in the amount of \$24,032.00 for the window rehabilitation of Town Hall.

Ms. Osborn presented written communication to the Council received from Dave Holbrook, of 56 E Mound St., and Kelly Selzer, of 40 N. Trine St., in opposition to the Fairfield homes project.

Mr. John Henicheck, former Scout Master of Troop 103 and current Troop Committee member, gave a run-down of what it takes to be an Eagle Scout.

There are 325 requirements. An Eagle Scout has earned 12 required and 9 elective merit badges, served in troop leadership positions for 13 months, spent at least 13 hours on service projects. An Eagle Scout is an outdoorsman. He has spent at least 20 days and nights on a site he selected, where he built his own tent and cooked his own food. He is comfortable with nature. He is prepared and trained in first aid, fire, explosions, car accidents, and natural disasters. He is a good citizen. He has read the Declaration of Independence. He has financial goals and fitness goals. He is a good family member and knows what is important to his family and to the community.

Mayoral Proclamations were presented to Nathan Alspach, Jacob Henicheck, Brady Hutchins, Brandon Hutchins and Paul Yonnotti to recognize their accomplishments in becoming Eagle Scouts.

Michaela Taylor, Project Manager of KidsConnect, gave Council an update on the KidsConnect after-school program which works with middle school kids who are not reaching their potential. Information was passed out to Council outlining the program, its goals and statistics. See attached. She passed out information regarding the mentor program and asked that anyone interested please contact her.

### **Village Residents Comments:**

Five-minute limit per person

### **ORDINANCES:**

#### **FIRST Reading**

Sponsor: Mrs. Turner

O-09-05A TO ESTABLISH SECTION 521.13 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF CANAL WINCHESTER TO ENACT HAZARD TREE CONTROL TO THE GENERAL OFFENSES CODE

Mrs. Rush-Ekelberry read the ordinance. First reading only.

#### **SECOND Reading**

Sponsor: Mr. Deeds

O-09-04D AN ORDINANCE TO AMEND THE 2009 APPROPRIATION ORDINANCE 63-08.Amendment #1

Mr. Deeds read the ordinance. Second reading only.

Sponsor: Dr. Bender

O-09-04G AN ORDINANCE TO ESTABLISH THE SWIMMING POOL RATES FOR 2009

Dr. Bender read the ordinance. Second reading only.

Sponsor: Mr. Jarvis

O-09-04H AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT WITH CANAL WINCHESTER HUMAN SERVICES FOR THE PERIOD FROM APRIL 1, 2009 THROUGH MARCH 31, 2012

Mr. Jarvis read the ordinance. Second reading only.

Sponsor: Mrs. Turner

O-09-04J AN ORDINANCE TO ESTABLISH THE VILLAGE EMPLOYEE SALARY RANGES FOR 2009 FOR THE SWIMMING POOL.

Mrs. Rush-Ekelberry read the ordinance. Second reading only.

Sponsor: Mr. Jarvis

O-09-04L AN ORDINANCE TO AUTHORIZE THE MAYOR TO ENTER INTO A FUNDING AGREEMENT FOR THE FRANKLIN COUNTY EDUCATIONAL COUNCIL FOR THE KIDS CONNECT PROGRAM FOR THE CALENDARS YEARS 2008 AND 2009 IN THE AMOUNT OF \$20,000.00 EACH YEAR.

Mr. Jarvis read the ordinance. Second reading only.

### **THIRD Reading**

Sponsor: Mrs. Rush-Ekelberry

O-09-04A AN ORDINANCE TO AMEND SECTIONS 351.14 (a) and (b) AND 1185.07 (b) OF THE CODIFIED ORDINANCES OF THE VILLAGE OF CANAL WINCHESTER REGARDING THE PARKING OF RECREATIONAL AND SIMILAR VEHICLES IN RESIDENTIAL ZONING DISTRICTS

Mrs. Rush-Ekelberry read the ordinance and moved to adopt Ordinance 24-09; Mr. Paini seconded the motion.

**VOTE:** **AYES** Dr. Bender, Mr. Paini, Mrs. Mershon  
Mr. Deeds, Mrs. Rush-Ekelberry, Mr. Jarvis

**NAYS**

Motion Carried.

Sponsor: Mrs. Turner

O-09-04B AN ORDINANCE TO AMEND SECTIONS 1151.01, 1153.16, 1159.05 (a) (2), CHAPTER 1163, SECTION 1181.04 (a), APPENDIX B1 AND APPENDIX C1-C9 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF CANAL WINCHESTER REGARDING MULTI-FAMILY RESIDENTIAL ZONING DISTRICTS

Mrs. Rush-Ekelberry read the ordinance and moved to adopt Ordinance 25-09; Mrs. Mershon seconded the motion.

**VOTE:** **AYES** Dr. Bender, Mr. Paini, Mrs. Mershon  
Mr. Deeds, Mrs. Rush-Ekelberry, Mr. Jarvis

**NAYS**

Motion Carried.

Sponsor: Mrs. Mershon

O-09-04E AN ORDINANCE TO ADOPT UPDATED JOB DESCRIPTIONS FOR THE DEVELOPMENT DEPARTMENT EMPLOYEES

Mrs. Mershon read the ordinance and moved to adopt Ordinance 26-09; Mr. Paini seconded the motion.

**VOTE:** **AYES** Dr. Bender, Mr. Paini, Mrs. Mershon  
Mr. Deeds, Mrs. Rush-Ekelberry, Mr. Jarvis

**NAYS**

Motion Carried.

## **RESOLUTIONS**

### **FIRST Reading**

Sponsor: Mrs. Mershon

R-09-05A A RESOLUTION APPROVING THE RECOMMENDATIONS OF THE TAX INCENTIVE REVIEW COUNCIL FOR THE FRANKLIN COUNTY TAX ABATEMENT AREAS WITHIN THE VILLAGE OF CANAL WINCHESTER

Mrs. Mershon read the resolution. First reading only.

Sponsor: Mrs. Mershon

R-09-05B A RESOLUTION APPROVING THE RECOMMENDATIONS OF THE TAX INCENTIVE  
REVIEW COUNCIL FOR THE FAIRFIELD COUNTY ENTERPRISE ZONE AREAS  
WITHIN THE VILLAGE OF CANAL WINCHESTER

Mrs. Mershon read the resolution. First reading only

### **THIRD Reading**

Sponsor: Mrs. Mershon

R-09-04B A RESOLUTION APPROVING THE RECOMMENDATIONS OF THE TAX INCENTIVE  
REVIEW COUNCIL FOR THE FAIRFIELD COUNTY TAX ABATEMENT AREAS  
WITHIN THE VILLAGE OF CANAL WINCHESTER

Mrs. Mershon read the resolution and moved to adopt Resolution 04-09; Dr. Bender seconded the motion.

**VOTE:**       **AYES** Dr. Bender, Mr. Paini, Mrs. Mershon  
                      Mr. Deeds, Mrs. Rush-Ekelberry, Mr. Jarvis

**NAYS**

Motion Carried.

### **Mayor's Report:**

Mayor Ebert stated that the Parks Advisory Committee will meet again on Wednesday, May 27, 2009 at 6:30 PM at Town Hall. The last meeting was April 22<sup>nd</sup> and the speaker was Dave Wharton, Director of Parks and Recreation in New Albany. Primary topics were reviewing the parks and their amenities within the Village of Canal Winchester. The Committee voted to support the upcoming Metro Parks Levy.

Mayor Ebert received e-mail complaints about the conditions of the fields at Walnut Creek Park including water spots/ low spots and grass density. Photos were presented to Council. When they were constructed back in 2007, they started using them sooner than was advised and now to go back and fix the fields, it would take them out of commission for quite a while. Mr. Peoples has put together figures on what it would take to redo these fields, but whatever we do, the fields will be shut down for quite awhile because the grass would have to be re-sodded. They could be unusable for up to a year. Discussion ensued.

### **Public Works Director:**

Mr. Peoples stated that we did receive a grant, though less than what we expected, for the windows and masonry for 10 N. High Street. We will probably not be able to do the masonry but the window restoration will be able to be completed. There was \$90,000 available to all of Ohio through these grants and the Village of Canal Winchester received \$24,000.

Park benches have been removed from Stradley Park because they are being destroyed by skate boarders. The Sheriff will begin strict enforcement of the No Skating policy.

The 2009 Street CIP started today in Winchester Village.

The Rutherford/ Eichorn project had its bid opening on Friday and the information will come in front of Council at the next meeting.

Potting Day went well. Thank you to Mr. Deeds, Mrs. Mershon and Mr. Paini for their help and the annual tree-giveaway was this weekend. The trees were gone in 45 minutes.

**Development Director:** See written report.

**Community Affairs Director:**

Community newsletter will be delivered by the end of next week.

The pool will open May 30<sup>th</sup> and memberships go on sale the week before that.

This Saturday, from 9-noon, there will be a tire sweep and street clean-up as long as weather permits. Rain date is the following Saturday. We are looking for volunteers.

Music and Art in the Park kicks off on May 15<sup>th</sup> from 6-9pm.

**Village Solicitor:** Mr. Hollins requested an executive session to discuss a quasi-judicial matter. Mr. Jarvis will be excused prior to that session.

**Fairfield County Sheriff:** Deputy Dixon read the report.

**Finance Director:** See written report.

**Council Reports:**

Old Town Committee	Monday, May 11, 2009 at 5:45 PM
Finance Committee	Monday, June 1, 2009 at 5:45 PM
-	discussed the Ohio Healthcare Consortium
-	discussed Mayor's and Council salaries; info will be at next session
Service Committee	Monday, May 18, 2009 at 5:45 PM
Safety Committee	Monday, May 11, 2009 at 5:00 PM
Public Hearing	Monday, May 18, 2009 at 6:45 PM – Zoning Amend. Park Fees
Rules Committee	Wednesday, May 27, 2009 at 5:30 PM

**New Business:** None at this time.

**Old Business:** None at this time.

**Adjourn to Executive Session:**

Dr. Bender moved to adjourn to Executive Session; Mrs. Mershon seconded the motion.

Mayor, Ms. Osborn, Mr. Peoples, and Mr. Strayer will join Council.

**VOTE:**       **AYES** Dr. Bender, Mr. Paini, Mrs. Mershon  
                      Mr. Deeds, Mrs. Rush-Ekelberry, Mr. Jarvis

**NAYS**

Motion Carried. Time out 8:47pm  
Time In 9:30pm

**Adjournment:**

Mr. Paini moved to adjourn the meeting. Mrs. Rush-Ekelberry seconded the motion.

**VOTE:**       **AYES** Dr. Bender, Mr. Paini, Mrs. Mershon  
                              Mr. Deeds, Mrs. Rush-Ekelberry, Mr. Jarvis

**NAYS**

Motion Carried. Time out 9:31pm

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Clerk of Council

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President of Council

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Date

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Mayor

**NOTE: The minutes set forth herein are an extract of the Council meetings. Anyone desiring a transcript of the complete minutes of the Council meeting may obtain the same at a cost of \$10.00 per page.**